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SEP 23 2004

OFFICE OF PETITIONS

In re Application of:  
Andrew Miner  
Application No. 10/789,205  
Filed: February 27, 2004  
Attorney Docket No. 089-0006

DECISION

This is a decision on the "REQUEST TO EXCUSE SMALL ENTITY ERROR (37 CFR §1.28(c))", filed August 20, 2004.

The fee deficiency submission under 37 CFR 1.28 is hereby **accepted**.

Deposit Account No. 50-0631 has been charged \$579 (\$385 difference for the statutory filing fee, \$129 difference for the independent claims in excess of 3, and \$65 difference for the surcharge for the late filing fee).

The change of status to a large entity has been entered and made of record.

The file is being forwarded to Group Art Unit 3653 for examination in due course.

Telephone inquiries concerning this matter may be directed to the undersigned at (703) 305-0272.

Cliff Congo  
Petitions Attorney  
Office of Petitions



PATENT MAINTENANCE  
DIVISION

DAC  
\$

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

2004 AUG 24 PM 12: 43

Applicant(s): Uttam Ghoshal

Title: FLUIDIC APPARATUS AND METHOD FOR COOLING A NON-  
UNIFORMLY HEATED POWER DEVICE

RECEIVED

AUG 26 2004

Application No.: 10/789,205

Filed: February 27, 2004

OFFICE OF PETITIONS

Patent No.: n/a

Granted: n/a

Examiner: Unknown

Group Art Unit: Unknown

Atty. Docket No.: 089-0006

Confirmation No.: Unknown

August 18, 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REQUEST TO EXCUSE SMALL ENTITY ERROR (37 CFR § 1.28(c))**

Small entity status was previously established in good faith in the above-identified application.  
However:

- ☒ it was later discovered that such status as a small entity was established in error.
- ☐ through error, the Office was not notified of a loss of entitlement to small entity status as required under 37 CFR § 1.27(g)(2).

The deficiency payment and itemization required for the error to be excused under 37 CFR § 1.28(c) are submitted herewith and calculated below.

Pursuant to 37 CFR § 1.28(d), the deficiency payment submitted herewith is to be treated as a notice of loss of entitlement to small entity status as required by 37 CFR § 1.27(g)(2).

08/25/2004 DALLEN 00000051 10789205

01 FC:1461 514.00 OP

Adjustment date: 09/23/2004 AKELLEY  
08/25/2004 DALLEN 00000051 10789205

01 FC:1461 -514.00 OP

09/23/2004 AKELLEY 00000006 500631 10789205

01 FC:1461 65.00 DA 514.00 OP

**ITEMIZATION AND CALCULATION OF DEFICIENCY PAYMENT**

2004 AUG 24 PM 12:43

Type of Fee Erroneously Paid as a Small Entity	Date Paid	Fee Paid	Current Fee	Deficiency
Basic Statutory Filing Fee	27-Feb-04	\$385.00	\$770.00	\$385.00
Claims in Excess of 20	27-Feb-04	\$0.00	\$0.00	\$0.00
Independent Claims in Excess of 3	27-Feb-04	\$129.00	\$258.00	\$129.00
<b>Total Deficiency:</b>				<b>\$514.00</b>

**FEE AUTHORIZATION**

- ☒ A check in the amount of the Total Deficiency (\$514.00) is enclosed.
- ☐ Please charge the Total Fee shown above to Deposit Account n/a.
- ☒ If any additional fees should be due, the undersigned hereby authorizes the Commissioner to charge any such fees to Deposit Account No. 50-0631.

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that, on the date shown below, this correspondence is being

- ☒ deposited with the US Postal Service with sufficient postage as first class mail, in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
- ☐ facsimile transmitted to the US Patent and Trademark Office.

David W. O'Brien

Date

18-Aug-04

Respectfully submitted,

David W. O'Brien, Reg. No. 40,107  
Attorney for Applicant(s)  
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(512) 338-6301 (fax)

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